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Government of Kerala
1977

Reg. No. KL/TV/12

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXII] Trivandrum, Friday, 1st April 1977 / 11th Chaithra 1899 [No. 200

GOVERNMENT OF KERALA

Industries 'F' Department

NOTIFICATION

No. 8529/F3/77/ID. *Dated, Trivandrum, 1st April* 1977.

S. R. O. No. 287/77.—Under sub-clause (2) of clause 4 of the Kerala Raw Cashewnuts (Marketing and Distribution) Order, 1976, the Government of Kerala hereby notify the revised market rates of raw cashewnuts in the different localities in the State as shown in the Table below, with effect from 2-4-1977.

TABLE

Rates	*Localities*
1. Rupees 470 per quintal	Districts of Alleppey and Trivandrum.
2. Rupees 480 per quintal	Districts of Ernakulam, Trichur, Idukki, Kottayam and Quilon.
3. Rupees 490 per quintal	Districts of Kozhikode, Palghat and Malappuram.
4. Rupees 500 per quintal	Cannanore District.

By order of the Governor,

SARALA GOPALAN,
Additional Secretary to Government.

33/1012/MC

Explanatory Note

(This does not form part of the Notification but is intended to indicate its general purport).

In view of the rise in price of raw nuts in the neighbouring States and of increase in international price of Cashew Kernels, it is considered necessary to revise the price of local rawnuts. Hence this notification.

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GOVERNMENT OF KERALA

Public Works (Transport-B) Department

NOTIFICATION

No. 43425/TB1/75/PW. *Dated, Trivandrum,* 14*th March* 1977.

S. R. O. No. 286/77.—The following draft of certain amendments to the Kerala Motor Vehicles Rules, 1961, which the Government of Kerala propose to make in exercise of the powers conferred by sub-sections (1) and (2) of section 68 of the Motor Vehicles Act, 1939 (Central Act 4 of 1939) is hereby published for general information as required by sub-section (1) of section 133 of the said Act.

Notice is hereby given that the said draft will be taken up for consideration on or after 2-5-1977.

Objections or suggestions, if any, which may be received in respect of the said draft will be considered by the Government. Objections and suggestions shall be addressed to the Special Secretary to Government, Public Works (Transport B) Department, Secretariat, Trivandrum.

DRAFT AMENDMENTS

In the said Rules, (i) for rule 202 A, the following shall be substituted, namely:—

"202A Provisions relating to composite permits for public carrier goods vehicles issued under the Revised Special Reciprocal Agreement entered into

between the States of Andhra Pradesh, Karnataka, Kerala, Maharashtra, Tamil Nadu, Goa and Pondicherry.

(1) In this rule, unless the context otherwise requires—

(a) "Composite permit" means a permit issued under sub-section (1) of section 56 of the Act, in respect of a public carrier goods vehicle, in accordance with the terms and conditions of the Revised Special Reciprocal Agreement entered into between the States of Andhra Pradesh, Karnataka, Kerala, Maharashtra, Tamil Nadu, Goa and Pondicherry; and shall include any such permit in force, issued under the earlier Special Reciprocal Agreement entered into between the States of Andhra Pradesh, Karnataka, Kerala, Maharashtra and Tamil Nadu.

(b) "Home State" referred to in this rule means the State from which the composite permit is issued.

(c) "Revised Special Reciprocal Agreement" means the agreement entered into between the States of Andhra Pradesh, Karnataka, Kerala, Maharashtra, Tamil Nadu, Goa and Pondicherry on the 12th June, 1975 and brought into force from the 1st July 1975, for the purpose of issuing composite permits to public carrier goods vehicles to promote long distance Inter-State Transport of goods by road between the aforesaid States, revising and superseding the earlier Special Reciprocal Agreement.

(d) "Special Reciprocal Agreement" means the earlier Reciprocal Agreement entered into between the States of Andhra Pradesh, Karnataka, Kerala, Maharashtra and Tamil Nadu for the purpose of issuing composite permits in supersession of which the revised Special Reciprocal Agreement was entered into subsequently including Goa and Pondicherry also.

(e) "Signatory State" means a State included as a party to the earlier Special Reciprocal Agreement or the Revised Special Reciprocal Agreement.

(f) "Competent Authority" means the State Transport Authority or the Regional Transport Authority concerned of a signatory State authorised to issue composite permits.

(2) (a) The State Transport Authority, Kerala, shall be the competent authority to grant composite permits in Kerala State.

(b) An applicant for a composite permit under the Revised Special Reciprocal Agreement shall choose a minimum of five States, that is, the Home State and any four other States out of the remaining six, for operation. An option once exercised will not be allowed to be changed before a period of one year.

(3) (a) A composite permit issued by the competent authority of any of the signatory States shall be valid without countersignature in the areas of the other signatory States.

(b) A composite permit issued by the State Transport Authority, Kerala may also authorise the use of the vehicle in Kerala State in routes other than the National and State Highways, subject to local restrictions.

(c) A composite permit issued by the competent authority of each signatory State shall be valid on the routes and areas chosen for operation in the other signatory States as specified in Annexure VI of the Revised Special Reciprocal Agreement. The composite permits shall also be valid on such other National Highways and State Highways as may be notified from time to time by the Governments of the signatory States. It shall also be open to the permit-holder to deviate from the specified routes to the extent not exceeding 30 Kms., on either side of the specified routes.

(4) A composite permit shall be granted only to a vehicle—

(a) which is not more than two years old at the time of the grant, reckoned from the date of its registration as new;

(b) which has a registered ladden weight not less than 10,000 Kgs., or not more than 16,000 Kgs., in the case of rigid chassis vehicle and not less than 10,000 Kgs., and not more than 20,000 Kgs., in the case of an articulated vehicle or a tractor-trailer combination.

(5) An authorisation in "Form S. R. A.—AUTH" shall be issued to the permit-holder of a composite permit under the signature and seal of the competent authority; and such authorisation shall correspond to the period for which the advance payment has been received, provided that the authorisation at one time shall not exceed a period of one year.

(6) A vehicle plying under authorisation issued under the Reciprocal Agreement may be stopped and inspected for the purpose of enforcement of the provisions of this agreement, only by an officer of the rank not below an Assistant Motor Vehicles Inspector of the Motor Vehicles Department or a Sub-Inspector of the Police Department. Such an Inspecting Officer shall serve one copy of the check report on the person in charge of the vehicle and forward one copy to the Secretary, State Transport Authority of Kerala State and another copy to the Secretary, State Transport Authority of the Home State, for appropriate action by that authority.

(7) Whenever the transfer of a composite permit is allowed, the authorisation granted to the vehicle under this Special Reciprocal Agreement shall also be transferred by the authority concerned.

(8) The following shall be the conditions of every composite permit:—

(a) While operating in any area outside Kerala State, goods shall not be picked up or set down between any two points lying wholly within the jurisdiction of any one of the reciprocating States, that is, in such cases the vehicle shall be prohibited from carrying any intra-State business.

(b) Goods shall not be picked up or set down between two points situated in different States which are at a distance of less than 50 Kms.

(c) The vehicle shall be painted in deep maroon colour with Zebra lines of alternate black and yellow colour on the front bumper and the rear tail board. A board with the following inscription with yellow letters on black background shall also be carried so as to be clearly visible, above the "Public Carrier" board.

COMPOSITE PERMIT

(Under Reciprocal Agreement)

Valid in

Andhra Pradesh, Kerala, Maharashtra, Karnataka,
Tamil Nadu, Pondicherry & Goa *

(d) The vehicle covered by a composite permit shall have two drivers; and shall be provided with a seat across the full width of the vehicle behind the driver's seat, providing facility for the spare driver to stretch himself and sleep.

(e) The vehicle shall at all times carry Bill/Bills of Lading in Form SRA. IAD. The goods conveyed shall be in conformity with he declaration in the Bill/Bills of Lading.

(f) Quarterly returns in Form SRA., QLY., shall be submitted by the permit-holder to the Secretary, State Transport Authority of Kerala State in "quintuplicate" to reach him not later than the 30th of the month succeeding the quarter concerned, who in turn shall forward copies thereof to the Secretaries, State Transport Authorities of the other signatory States.

(g) The vehicle shall conform to and comply with all the provisions of the act and the rules made thereunder and all the laws in force from time to time in the Home State governing motor vehicles.

(h) The vehicle shall be subject to the weight and speed restrictions prescribed by the competent authority of the State in the area of which the vehicle may be plying for the time being.

(i) The vehicle shall at all times carry a valid certificate of fitness, a certificate of insurance against third party risks, the certificate of registration, the Composite Permit and the "Authorisation under Special Reciprocal Agreement".

(j) All taxes due to the Signatory States in respect of the vehicle shall be paid in accordance with the provisions of the Special Reciprocal Agreement.

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* Strike out the names of States not applicable.

(k) The vehicle as soon as it becomes seven years old recokned from the date of its registration as new, shall be replaced by a later model vehicle with the previous approval of the State Transport authority of the Kerala State.

(l) If the vehicle is kept under non-use for a period of six months at a stretch and 15 months in all, its permit shall be liable to be cancelled. The competent authority of the Home State shall be the deciding authority in such cases.

(9) The following fees shall accompany every application for grant, renewal and transfer of a composit permit and for sanction to replace the vehicle covered by a composite permit, in respect of each vehicle:—

		Rs.
(a)	Grant of permit	150
(b)	Renewal of permit	100
(c)	Transfer of permit	150
(d)	Replacement of vehicle covered by the permit	100

(10) The provisions of the Act and these rules relating to the grant, transfer, revocation and suspension of permits and other ancillary matters shall apply to the grant, transfer, revocation and suspension of the composite permits and similar ancillary matters, except to the extent indicated in this rule.

(ii) for "Form SRA-AUTH", the following Form shall be subsituted:

FORM SRA-AUTH

Authorisation under Reciprocal Agreement (*See* rule 202A of the Kerala Motor Vehicles Rules, 1961) (Valid in the States of Andhra Pradesh, Kerala, Maharashtra, Karnataka, Tamil Nadu, Pondicherry and Goa).

No.

1. Name in full
   (Starting with surname and complete address)
2. Registration Mark
3. Engine Number
4. Chassis No.
5. Original Permit No.
6. Permit issuing authority
7. Make
8. Year of manufacture

9. R. L. W.
10. U. L. W.
11. Pay load
12. Period of validity of the authorisation:
13. Valid for the States:— From to

1.
2.
3.
4.
5
6.
7.

(Seal of the Competent Authority)

(Signature of the competent Authority)

Note:—The name of the State not chosen, if any, for operation should be struck out while issuing the authorisation.

(iii) for the "Certificate of Payment of tax under Special Reciprocal Agreement—Rate of Annual Tax", under "FORM SRA—AUTH", the following shall be substituted.

CERTIFICATE OF PAYMENT OF TAX UNDER RECIPROCAL AGREEMENT

Rate of Annual Tax

Name of the States for which payment made	*Amount*	*No. and date of the Bank Draft/Drafts*	*Payable to*	*Period for which paid*	*Name of the Bank issuing the draft & payable at*	*Registration Number of the vehicle*
(1)	(2)	(3)	(4)	(5)	(6)	(7)
1.						
2.						
3.						
4.						
5.						
6.						
7.						

Signature and Seal of the Authority

ABSTRACT OF CONDITIONS OF COMPOSITE PERMIT

1. (a) A composite permit issued by the State Transport Authority, Kerala, may also authorise the use of the vehicle in Kerala State in routes other than the National and State Highways, subject to local restrictions.

   (b) A composite permit issued by the competent authority of each signatory State shall be valid on the routes and areas chosen for operation in the other signatory States as specified in Annexure VI of the Revised Special Reciprocal Agreement. The composite permits, shall also be valid on such other National Highways and State Highways as may be notified from time to time by the Governments of the signatory States. It shall also be open to the permit-holder to deviate from the specified routes to the extent not exceeding 30 Kms. on either side of the specified routes.

2. (a) While operating in any area outside Kerala State, goods shall not be picked up or set down between any two points lying wholly within the jurisdiction of any one of the reciprocating States, that is, in such cases, the vehicle shall be prohibited from carrying any intra-State business.

   (b) Goods shall not be picked up or set down between two points situated in different States which are at a distance of less than 50 kms.

3. (a) The vehicle shall be painted it deep maroon colour with Zebra lines of alternate black and yellow colour on the front bumper and the rear tail board. A board with the following inscription with yellow letters on black background shall also be carried so as to be clearly visible, above the "Public Carrier" board.

COMPOSITE PERMIT

(Under Reciprocal Agreement)

Valid in

Andhra Pradesh, Kerala, Maharashtra, Karnataka, Tamil Nadu, Pondicherry and Goa**

3. (b) The vehicle covered by a composite permit shall have two drivers; and shall be provided with a seat across the full width of the vehicle behind the driver's seat, providing facility for the spare driver to stretch himself and sleep.

4. The vehicle shall at all times carry Bill/Bills of Lading in Form SRA. LAD. The goods conveyed shall be in conformity with the declaration in the Bill/Bills of Lading.

**(Strike out the names of States not applicable).

5. Quarterly returns in form SRA-QLY shall be submitted by the permit-holder to the Secretary, State Transport Authority of Kerala State in quintuplicate to reach him not later than the 30th of the month succeeding the quarter concerned, who in turn shall forward copies thereof to the Secretaries, State Transport Authorities of the other signatory States.

6. The vehicle shall conform to and comply with all the provisions of the Motor Vehicles Act, 1939 and the rules made thereunder and all the laws in force from time to time in the Home State Governing Motor Vehicles.

7. The vehicle shall be subject to the weight and speed restrictions prescribed by the competent authority of the State in the area of which the vehicle may be plying for the time being.

8. The vehicle shall at all times carry a valid certificates of fitness, a Certificate of Insurance against third party risks, the certificate of registration, the composite Permit and the Authorisation under Special Reciprocal Agreement.

9. All taxes due to the signatory States in respect of the vehicle shall be paid in accordance with the provisions of the Special Reciprocal Agreement.

10. The vehicle as soon as it becomes seven years old reckoned from the date of its registration as new, shall be replaced by a later model vehicle with the previous approval of the State Transport Authority of the Kerala State.

11. If the vehicle is kept under non-use for a period of six months at a stretch and 15 months in all, its permit shall be liable to be cancelled. The competent authority of the Home State will be the deciding authority in such cases.

(iv) for the existing "Form SRA-QLY" the following shall be substituted:—

FORM SARA–QLY.

RECIPROCAL AGREEMENT—QUARTERLY RETURN

(*See* Rule 202 A of the Kerala Motor Vehicles Rules, 1961)

1. Name of the Operator and address

2. Registration mark of vehicle

3. Composite permit Number.

Month	Summary of trips made during the quarter — Total distance covered in the State/Union Territories of							Total distance of operation	Remarks
	Andhra Pradesh	Kerala	Maharashtra	Karnataka	Tamil Nadu	Pondicherry	Goa		
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)

Signature of the permit holder:

Date:

(In remarks column, state reasons for low or high running in any particular State or state or States/Union Territory and any other points which caused low operation).

By order of the Governor,

N. R. AUGUSTINE,
Joint Secretary to Government.

Explanatory Note

(This is not a part of the Amendment, but is intended to indicate the general purport).

At the instance of the inter-State Transport Commission, the Government of Kerala entered into a Special Reciprocal Agreement with the States of Andhra Pradesh, Tamil Nadu, Maharashtra and Mysore with a view to encourage long distance and inter-State Transport of goods by road. According to the agreement, a specified number of public carrier goods vehicles with composite permits issued by the Transport Authority of this State may ply in the other four signatory States without countersignature, subject to the special terms and conditions specified in the permit. Similarly, a specified number of public carrier goods vehicles with composite permits issued by the Transport Authorities of the signatory States may ply in this State without countersignature.

In order to implement the terms of the Agreement, necessary provisions were made in rule 202 A of the Kerala Motor Vehicles Rules, 1961 and the Forms appended thereto.

(Published in the Kerala Gazette Extraordinary No. 107 dated 23-12-1966).

The term of the above Agreement was initially for a period of five years from 1-1-1967. This was further extended for another period of five years: (to be valid till 31-12-1976) by the agreement dated 4th March 1972. It was also decided by the agreement dated 4-3-1972 to revise and supersede the earlier agreement by a new agreement allowing the Union Territories of Goa and Pondicherry also to be parties of the new agreement. The revised Special Reciprocal Agreement, including Goa and Pondicherry also, has been entered into on 12-6-1975 and brought into force from 1st July 1975 (published in the Kerala Gazette Extraordinary No. 331 dated 1-7-1975). In order to implement the terms of the Revised Agreement, certain changes are necessary in the provisions made in Rule 202A of the Kerala Motor Vehicles Rules 1961 and the forms appended thereto. The amendments are intended to achieve the above object".

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GOVERNMENT OF KERALA

Labour (B) Department

NOTIFICATION

No. G.O. Rt. 412/77/LBR. *Dated, Trivandrum,* 31st *March* 1977.

S. R. O. No. 284/77.—Whereas the Kerala State Electricity Board has applied for exemption of the Pensionable employees of the establishments under its control from the provisions of the Employees Provident Fund Scheme, 1952;

And whereas the pensionable employees of the said establishments are in enjoyment of benefits in the nature of Provident Fund, pension etc. and Government are of opinion that such benefits are on the whole not less favourable to such employees than the benefits provided under the said Scheme in relation to any other employees in any other establishments of similar character;

Now, therefore, in exercise of the powers conferred by sub-section (1) of section 17 of the Employees Provident Funds, and Miscellaneous Provisions Act, 1952 (Central Act 19 of 1952) and by para 27 A of the said scheme, the Government of Kerala hereby exempt the Pensionable Employees under the Kerala State Electricity Board from the operation of all the provisions of the said Scheme subject to the conditions specified in the schedule hereunder;

SCHEDULE

1. The Secretary, Kerala State Electricity Board, Trivandrum will advise the Regional Provident Fund Commissioner of any alteration in the rules of the fund.

2. He will maintain proper accounts as would afford essential information for check and control.

3. He will submit monthly returns to the Regional Provident Fund Commissioner in Appendix "A" as required.

4. He will make monthly investment of the entire P. F. collections deducted by all the obligatory outgoings strictly in accordance with the pattern specified by the Government of India from time to time.

5. He will afford facilities for inspection to the Provident Fund Inspectors and will pay inspection charges at rates prescribed.

6. He will transfer the provident fund accumulations of the outgoing members in case they are re-employed in an establishment covered by the Employees Provident Fund Act, '52.

7. The Secretary and the Employees should contribute to Family Pension Fund at the rate of 1.1/6% of the basic pay, D. A., Cash value of any food concession, retaining allowance, if any etc. every month and remit it under Account No. 10 maintained with the State Bank of India/State Bank of Travancore and submit such returns relating to the employees as are contemplated in the Family Pension Scheme '71.

8. Exemption granted by this notification may be withdrawn for breach of any of the aforesaid conditions or for any other sufficient cause which may be considered appropriate.

By order of the Governor,

J. S. BADHAN,

Secretary.

Explanatory Note

(This does not form part of the notification, but indicates its general purport).

The Secretary, Kerala State Electricity Board has requested Government to exempt its pensionable employees from the provisions of the Employees

Provident Fund Scheme, 1952 since they are governed by the General Provident Fund Rules, Kerala and they are also in enjoyment of pension, gratuity etc. The matter has been examined in consultation with the Regional Provident Fund Commissioner. The Regional Provident Fund Commissioner has recommended to grant the exemption sought by the Secretary, Kerala State Electricity Board, since the benefits enjoyed by the pensionable employees in the form of pension, gratuity and provident fund are on the whole not less favourable than such benefits provided under the Employees Provident Fund and Miscellaneous Provisions Act and Scheme, 1952 in relation to any other employees in any other establishment of a similar character. In the circumstances Government desire to exempt the Pensionable employees of the Kerala State Electricity Board from the provisions of the Employees Provident Fund Scheme, 1952. This notification is to achieve the above purpose.

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